

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

PRIM ADVISORS, INC.,	)	CASE NO.: 1:07CV1720
	)	
Plaintiff,	)	JUDGE JOHN ADAMS
	)	
v.	)	<b><u>ORDER</u></b>
	)	(Resolving Doc. #9)
CHRISTIAN D. LAETTNER, et al.,	)	
	)	
Defendants.	)	
	)	

This matter comes before the Court on Plaintiff's Motion for Judgment against Christian D. Laettner and Brian Davis by Confession. (Doc. #9) Under *Kokkonen v. Guardian Life Ins. Co. of Am.*, 511 U.S. 375 (1994), the Supreme Court determined that a district court could retain jurisdiction to enforce a settlement agreement by either: (1) expressly including a provision retaining jurisdiction in the order of dismissal; or (2) by incorporating the terms of the settlement agreement in the dismissal order. Neither occurred in this case. Here, Plaintiff filed a Rule 41 dismissal with prejudice against the Defendants and did not include language preserving this Court's jurisdiction. (Doc. #7) This Court marginally accepted the dismissal and dismissed the action. (Doc. #8) Therefore, this Court no longer has subject matter jurisdiction over this matter. Plaintiff's Motion is DENIED.

So ordered.

s/ Judge John R. Adams  
JUDGE JOHN R. ADAMS  
UNITED STATES DISTRICT COURT